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HOUSE BILL 306

47TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2005

INTRODUCED BY

Jeannette O. Wallace

FOR THE LEGISLATIVE FINANCE COMMITTEE

AN ACT

RELATING TO STATE AGENCIES; CHANGING SUNSET DATES FOR CERTAIN
BOARDS AND COMMISSIONS; REMOVING CERTAIN BOARDS AND COMMISSIONS
FROM SUNSET REVIEW.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 9-15-51 NMSA 1978 (being Laws 2003,
Chapter 166, Section 4 and Laws 2003, Chapter 170, Section 4)
is amended to read:

"9-15-51. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
The office of military base planning and support and the
military base planning commission are terminated on July 1,
[2005] 2009 pursuant to the provisions of the Sunset Act. The
office and the commission shall continue to operate according
to the provisions of this act until July 1, [~~2006~~] 2010.
Effective July 1, [~~2006~~] 2010, this act is repealed."

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1 Section 2. Section 50-1-9 NMSA 1978 (being Laws 1987,
2 Chapter 333, Section 2, as amended) is amended to read:

3 "50-1-9. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--The
4 labor and industrial commission and the office of the director
5 of the labor and industrial division of the labor department
6 are terminated on July 1, [~~2005~~] 2013 pursuant to the Sunset
7 Act. The commission and the director shall continue to operate
8 according to the provisions of Chapter 50, Article 1 NMSA 1978
9 until July 1, [~~2006~~] 2014. Effective July 1, [~~2006~~] 2014,
10 Chapter 50, Article 1 NMSA 1978 is repealed."

11 Section 3. Section 60-1-26 NMSA 1978 (being Laws 1987,
12 Chapter 333, Section 3, as amended) is amended to read:

13 "60-1-26. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
14 The state racing commission is terminated on July 1, [~~2005~~]
15 2011 pursuant to the Sunset Act. The commission shall continue
16 to operate according to the provisions of Chapter 60, Article 1
17 NMSA 1978 until July 1, [~~2006~~] 2012. Effective July 1, [~~2006~~]
18 2012, Chapter 60, Article 1 NMSA 1978 is repealed."

19 Section 4. Section 60-2A-30 NMSA 1978 (being Laws 1980,
20 Chapter 90, Section 30, as amended) is amended to read:

21 "60-2A-30. TERMINATION OF AGENCY LIFE--DELAYED
22 REPEAL.--The New Mexico athletic commission is terminated on
23 July 1, [~~2005~~] 2011 pursuant to the Sunset Act. The commission
24 shall continue to operate according to the provisions of the
25 Professional Athletic Competition Act until July 1, [~~2006~~]

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1 2012. Effective July 1, [~~2006~~] 2012, Chapter 60, Article 2A
2 NMSA 1978 is repealed."

3 Section 5. Section 61-7A-15 NMSA 1978 (being Laws 1989,
4 Chapter 387, Section 15, as amended) is amended to read:

5 "61-7A-15. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
6 The nutrition and dietetics practice board is terminated on
7 July 1, [~~2005~~] 2015 pursuant to the Sunset Act. The board
8 shall continue to operate according to the provisions of the
9 Nutrition and Dietetics Practice Act until July 1, [~~2006~~] 2016.
10 Effective July 1, [~~2006~~] 2016, the Nutrition and Dietetics
11 Practice Act is repealed."

12 Section 6. Section 61-9A-30 NMSA 1978 (being Laws 1993,
13 Chapter 49, Section 30, as amended) is amended to read:

14 "61-9A-30. TERMINATION OF AGENCY LIFE--DELAYED
15 REPEAL.--The counseling and therapy practice board is
16 terminated on July 1, [~~2005~~] 2015 pursuant to the provisions of
17 the Sunset Act. The board shall continue to operate according
18 to the provisions of the Counseling and Therapy Practice Act
19 until July 1, [~~2006~~] 2016. Effective July 1, [~~2006~~] 2016, the
20 Counseling and Therapy Practice Act is repealed."

21 Section 7. Section 61-12A-24 NMSA 1978 (being Laws 1996,
22 Chapter 55, Section 24, as amended) is amended to read:

23 "61-12A-24. TERMINATION OF AGENCY LIFE--DELAYED
24 REPEAL.--The board of examiners for occupational therapy is
25 terminated on July 1, [~~2005~~] 2015 pursuant to the provisions of

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1 the Sunset Act. The board shall continue to operate according
2 to the provisions of the Occupational Therapy Act until July 1,
3 [~~2006~~] 2016. Effective July 1, [~~2006~~] 2016, the Occupational
4 Therapy Act is repealed."

5 Section 8. Section 61-12C-28 NMSA 1978 (being Laws 1993,
6 Chapter 173, Section 21, as amended) is amended to read:

7 "61-12C-28. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
8 The massage therapy board is terminated on July 1, [~~2005~~] 2015
9 pursuant to the provisions of the Sunset Act. The board shall
10 continue to operate according to the provisions of the Massage
11 Therapy Practice Act until July 1, [~~2006~~] 2016. Effective July
12 1, [~~2006~~] 2016, Chapter 61, Article 12C NMSA 1978 is repealed."

13 Section 9. Section 61-13-17 NMSA 1978 (being Laws 1978,
14 Chapter 206, Section 1, as amended) is amended to read:

15 "61-13-17. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
16 The board of nursing home administrators is terminated on July
17 1, [~~2005~~] 2013 pursuant to the Sunset Act. The board shall
18 continue to operate according to the provisions of Chapter 61,
19 Article 13 NMSA 1978 until July 1, [~~2006~~] 2014. Effective July
20 1, [~~2006~~] 2014, Chapter 61, Article 13 NMSA 1978 is repealed."

21 Section 10. Section 61-14-20 NMSA 1978 (being Laws 1979,
22 Chapter 76, Section 2, as amended) is amended to read:

23 "61-14-20. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
24 The board of veterinary medicine is terminated on July 1,
25 [~~2005~~] 2011 pursuant to the Sunset Act. The board shall

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1 continue to operate according to the provisions of Chapter 61,
2 Article 14 NMSA 1978 until July 1, [~~2006~~] 2012. Effective July
3 1, [~~2006~~] 2012, Chapter 61, Article 14 NMSA 1978 is repealed."

4 Section 11. Section 61-14A-22 NMSA 1978 (being Laws 1993,
5 Chapter 158, Section 30, as amended by Laws 2000, Chapter 4,
6 Section 10 and also by Laws 2000, Chapter 53, Section 13) is
7 amended to read:

8 "61-14A-22. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
9 The board of acupuncture and oriental medicine is terminated on
10 July 1, [~~2005~~] 2017 pursuant to the Sunset Act. The board
11 shall continue to operate according to the Acupuncture and
12 Oriental Medicine Practice Act until July 1, [~~2006~~] 2018.
13 Effective July 1, [~~2006~~] 2018, Chapter 61, Article 14A NMSA
14 1978 is repealed."

15 Section 12. Section 61-14B-25 NMSA 1978 (being Laws 1996,
16 Chapter 57, Section 25, as amended) is amended to read:

17 "61-14B-25. TERMINATION OF AGENCY LIFE--DELAYED
18 REPEAL.--The speech language pathology, audiology and hearing
19 aid dispensing practices board is terminated on July 1, [~~2005~~]
20 2015 pursuant to the Sunset Act. The board shall continue to
21 operate according to the provisions of the Speech Language
22 Pathology, Audiology and Hearing Aid Dispensing Practices Act
23 until July 1, [~~2006~~] 2016. Effective July 1, [~~2006~~] 2016, the
24 Speech Language Pathology, Audiology and Hearing Aid Dispensing
25 Practices Act is repealed."

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1 Section 13. Section 61-14D-19 NMSA 1978 (being Laws 1993,
2 Chapter 325, Section 19, as amended) is amended to read:

3 "61-14D-19. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
4 The athletic trainer practice board is terminated on July 1,
5 [~~2005~~] 2015 pursuant to the provisions of the Sunset Act. The
6 board shall continue to operate according to the provisions of
7 the Athletic Trainer Practice Act until July 1, [~~2006~~] 2016.
8 Effective July 1, [~~2006~~] 2016, Chapter 61, Article 14D NMSA
9 1978 is repealed."

10 Section 14. Section 61-15-13 NMSA 1978 (being Laws 1979,
11 Chapter 362, Section 10, as amended) is amended to read:

12 "61-15-13. TERMINATION OF AGENCY LIFE--DELAYED
13 REPEAL.--The board of examiners for architects is terminated on
14 July 1, [~~2005~~] 2011 pursuant to the provisions of the Sunset
15 Act. The board shall continue to operate according to the
16 provisions of the Architectural Act until July 1, [~~2006~~] 2012.
17 Effective July 1, [~~2006~~] 2012, the Architectural Act is
18 repealed."

19 Section 15. Section 61-17A-25 NMSA 1978 (being Laws 1993,
20 Chapter 171, Section 27, as amended) is amended to read:

21 "61-17A-25. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
22 The board of barbers and cosmetologists is terminated on July
23 1, [~~2005~~] 2013 pursuant to the Sunset Act. The board shall
24 continue to operate according to the provisions of the Barbers
25 and Cosmetologists Act until July 1, [~~2006~~] 2014. Effective

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1 July 1, [~~2006~~] 2014, the Barbers and Cosmetologists Act is
2 repealed."

3 Section 16. Section 61-23-32 NMSA 1978 (being Laws 1987,
4 Chapter 336, Section 32, as amended) is amended to read:

5 "61-23-32. TERMINATION OF AGENCY LIFE--DELAYED
6 REPEAL.--The state board of licensure for professional
7 engineers and surveyors is terminated on July 1, [~~2005~~] 2011
8 pursuant to the Sunset Act. The board shall continue to
9 operate according to the provisions of the Engineering and
10 Surveying Practice Act until July 1, [~~2006~~] 2012. Effective
11 July 1, [~~2006~~] 2012, the Engineering and Surveying Practice Act
12 is repealed."

13 Section 17. Section 61-24B-17 NMSA 1978 (being Laws 1985,
14 Chapter 151, Section 18, as amended) is amended to read:

15 "61-24B-17. TERMINATION OF AGENCY LIFE--DELAYED
16 REPEAL.--The board of landscape architects is terminated on
17 July 1, [~~2005~~] 2013 pursuant to the Sunset Act. The board
18 shall continue to operate according to the provisions of the
19 Landscape Architects Act until July 1, [~~2006~~] 2014. Effective
20 July 1, [~~2006~~] 2014, the Landscape Architects Act is repealed."

21 Section 18. Section 61-24C-17 NMSA 1978 (being Laws 1993,
22 Chapter 83, Section 5, as amended) is amended to read:

23 "61-24C-17. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
24 The interior design board is terminated on July 1, [~~2005~~] 2011
25 pursuant to the provisions of the Sunset Act. The board shall

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1 continue to operate according to the provisions of the Interior
2 Designers Act until July 1, [~~2006~~] 2012. Effective July 1,
3 [~~2006~~] 2012, Chapter 61, Article 24C NMSA 1978 is repealed."

4 Section 19. Section 61-27A-21 NMSA 1978 (being Laws 2000,
5 Chapter 4, Section 16) is amended to read:

6 "61-27A-21. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
7 The private investigators and polygraphers advisory board is
8 terminated on July 1, [~~2005~~] 2011 pursuant to the Sunset Act.
9 The board shall continue to operate according to the provisions
10 of the Private Investigators and Polygraphers Act until July 1,
11 [~~2006~~] 2012. Chapter 61, Article 27A NMSA 1978 is repealed
12 effective July 1, [~~2006~~] 2012."

13 Section 20. Section 61-28B-29 NMSA 1978 (being Laws 1999,
14 Chapter 179, Section 29) is amended to read:

15 "61-28B-29. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
16 The New Mexico public accountancy board is terminated on July
17 1, [~~2005~~] 2011 pursuant to the provisions of the Sunset Act.
18 The board shall continue to operate according to the provisions
19 of the 1999 Public Accountancy Act until July 1, [~~2006~~] 2012.
20 Effective July 1, [~~2006~~] 2012, the 1999 Public Accountancy Act
21 is repealed."

22 Section 21. Section 61-29-19 NMSA 1978 (being Laws 1978,
23 Chapter 203, Section 2, as amended) is amended to read:

24 "61-29-19. TERMINATION OF AGENCY LIFE--DELAYED
25 REPEAL.--The New Mexico real estate commission is terminated on

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1 July 1, [~~2005~~] 2011 pursuant to the Sunset Act. The commission
2 shall continue to operate according to the provisions of
3 Chapter 61, Article 29 NMSA 1978 until July 1, [~~2006~~] 2012.
4 Effective July 1, [~~2006~~] 2012, Chapter 61, Article 29 NMSA 1978
5 is repealed."

6 Section 22. Section 61-30-24 NMSA 1978 (being Laws 1993,
7 Chapter 269, Section 21, as amended) is amended to read:

8 "61-30-24. TERMINATION OF AGENCY LIFE--DELAYED
9 REPEAL.--The real estate appraisers board is terminated
10 effective July 1, [~~2005~~] 2011. The Real Estate Appraisers Act
11 shall continue in effect until July 1, [~~2006~~] 2012. Chapter
12 61, Article 30 NMSA 1978 is repealed effective July 1, [~~2006~~]
13 2012."

14 Section 23. Section 61-31-25 NMSA 1978 (being Laws 1989,
15 Chapter 51, Section 27, as amended) is amended to read:

16 "61-31-25. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
17 The board of social work examiners is terminated on July 1,
18 [~~2005~~] 2015 pursuant to the Sunset Act. The board shall
19 continue to operate according to the provisions of the Social
20 Work Practice Act until July 1, [~~2006~~] 2016. Effective July 1,
21 [~~2006~~] 2016, the Social Work Practice Act is repealed."

22 Section 24. Section 61-32-31 NMSA 1978 (being Laws 1993,
23 Chapter 204, Section 31, as amended) is amended to read:

24 "61-32-31. TERMINATION OF AGENCY LIFE--DELAYED
25 REPEAL.--The board of thanatopractice is terminated on July 1,

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1 [2005] 2011, pursuant to the provisions of the Sunset Act. The
2 board shall continue to operate according to the provisions of
3 Section 12-9-18 NMSA 1978 until July 1, [2006] 2012. Effective
4 July 1, [2006] 2012, the Thanatopractice Act is repealed."

5 Section 25. Section 69-25A-36 NMSA 1978 (being Laws 1987,
6 Chapter 333, Section 14, as amended) is amended to read:

7 "69-25A-36. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
8 The coal surface mining commission is terminated on July 1,
9 [2005] 2013 pursuant to the Sunset Act. The commission shall
10 continue to operate according to the provisions of the Surface
11 Mining Act until July 1, [2006] 2014. Effective July 1, [2006]
12 2014, Chapter 69, Article 25A NMSA 1978 is repealed."

13 Section 26. Section 74-6-17 NMSA 1978 (being Laws 1987,
14 Chapter 333, Section 15, as amended) is amended to read:

15 "74-6-17. TERMINATION OF AGENCY LIFE--DELAYED REPEAL.--
16 The water quality control commission is terminated on July 1,
17 [2005] 2013 pursuant to the Sunset Act. The commission shall
18 continue to operate according to the provisions of Chapter 74,
19 Article 6 NMSA 1978 until July 1, [2006] 2014. Effective July
20 1, [2006] 2014, Sections 74-6-3 and 74-6-4 NMSA 1978 are
21 repealed."

22 Section 27. REPEAL.--Section 28-1-15, 31-22-24, 60-13-58,
23 60-14-16 and 77-2-28 NMSA 1978 (being Laws 1987, Chapter 333,
24 Section 1, Laws 1993, Chapter 207, Section 10, Laws 1978,
25 Chapter 194, Section 1, Laws 1983, Chapter 295, Section 21 and

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Laws 1981, Chapter 5, Section 1, as amended) are repealed.

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